

Adopted	Rejected
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COMMITTEE REPORT

YES:	12
NO:	0

MR. SPEAKER:

Your Committee on **Courts and Criminal Code**, to which was referred Senate Bill 286, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill **be amended** as follows:

- 1 Page 12, line 28, delete "may be prosecuted for a" and insert "**who**
- 2 **knowingly, intentionally, or recklessly aids, induces, or causes**
- 3 **another person to commit an offense under this title commits that**
- 4 **offense, even if the other person:**
- 5 **(1) has not been prosecuted for the offense;**
- 6 **(2) has not been convicted of the offense; or**
- 7 **(3) has been acquitted of the offense."**
- 8 Page 12, delete line 29.
- 9 Page 14, line 33, delete "Class A misdemeanor." and insert "**Class**
- 10 **D felony."**
- 11 Page 14, line 39, delete "Class A misdemeanor." and insert "**Class**
- 12 **D felony."**
- 13 Page 15, line 3, delete "Class A misdemeanor." and insert "**Class D**
- 14 **felony."**
- 15 Page 15, line 19, delete "Class A misdemeanor." and insert "**Class**
- 16 **D felony."**

- 1 Page 17, line 6, delete "Class A misdemeanor." and insert "**Class D**
- 2 **felony.**".
- 3 Page 17, line 32, delete "Class A misdemeanor." and insert "**Class**
- 4 **D felony.**".
- 5 Page 17, line 38, delete "Class A misdemeanor." and insert "**Class**
- 6 **D felony.**".
- 7 Page 19, line 10, delete "Class A misdemeanor." and insert "**Class**
- 8 **D felony.**".
- 9 Page 19, line 22, delete "Class A" and insert "**Class D felony.**".
- 10 Page 19, delete line 23.
- 11 Page 19, line 29, delete "Class A misdemeanor." and insert "**Class**
- 12 **D felony.**".
- 13 Page 19, line 36, delete "Class A misdemeanor." and insert "**Class**
- 14 **D felony.**".
- 15 Page 20, line 9, after "felony." insert "**However, the offense is a**
- 16 **Class C felony if it results in the death of another person.**".
- 17 Page 20, delete lines 10 through 12.
- 18 Page 20, line 13, delete "(c)" and insert "**(b)**".
- 19 Page 20, line 17, delete "(d)" and insert "**(c)**".
- 20 Page 21, line 3, after "felony." insert "**However, the offense is a**
- 21 **Class C felony if it results in the death of another person.**".
- 22 Page 21, delete lines 4 through 6.
- 23 Page 21, line 7, delete "(c)" and insert "**(b)**".
- 24 Page 21, line 14, delete "(d)" and insert "**(c)**".
- 25 Page 22, line 1, after "felony." insert "**However, the offense is a**
- 26 **Class C felony if it results in the death of another person.**".
- 27 Page 22, delete lines 2 through 4.
- 28 Page 22, line 5, delete "(c)" and insert "**(b)**".
- 29 Page 22, line 9, delete "(d)" and insert "**(c)**".
- 30 Page 22, line 39, after "felony." insert "**However, the offense is a**
- 31 **Class C felony if it results in the death of another person.**".
- 32 Page 22, delete lines 40 through 42.
- 33 Page 23, line 1, delete "(c)" and insert "**(b)**".
- 34 Page 23, line 5, delete "(d)" and insert "**(c)**".
- 35 Page 23, line 20, after "knowingly" delete "," and insert "**or**".
- 36 Page 23, line 20, delete ", or recklessly".
- 37 Page 23, line 24, delete "that:" and insert ";

1 Page 23, delete lines 25 through 26.

2 Page 23, delete lines 28 through 30.

3 Page 23, line 31, delete "(c)" and insert "(b)".

4 Page 24, between lines 2 and 3, begin a new paragraph and insert:

5 "SECTION 31. IC 14-15-2-15 IS AMENDED TO READ AS
6 FOLLOWS [EFFECTIVE JULY 1, 2007]: Sec. 15. (a) Except as
7 provided in subsection (b), a person who violates this chapter commits
8 a Class C infraction.

9 (b) A person who violates section 7(c) or 8 of this chapter commits
10 a ~~Class B~~ Class A infraction. **Notwithstanding IC 34-28-5-4(a), a**
11 **judgment of at least one thousand dollars (\$1,000) shall be imposed**
12 **for each Class A infraction committed in violation of section 7(c)**
13 **or 8 of this chapter."**

14 Page 28, between lines 18 and 19, begin a new paragraph and insert:

15 "SECTION 36. IC 35-45-3-2 IS AMENDED TO READ AS
16 FOLLOWS [EFFECTIVE JULY 1, 2007]: Sec. 2. (a) A person who
17 recklessly, knowingly, or intentionally places or leaves refuse on
18 property of another person, except in a container provided for refuse,
19 commits littering, a Class B infraction. **However, the offense is a**
20 **Class A infraction if the refuse is placed or left in, on, or within one**
21 **hundred (100) feet of a body of water that is under the jurisdiction**
22 **of the:**

23 (1) department of natural resources; or

24 (2) United States Army Corps of Engineers.

25 **Notwithstanding IC 34-28-5-4(a), a judgment of at least one**
26 **thousand dollars (\$1,000) shall be imposed for each Class A**
27 **infraction committed under this section.**

28 (b) "Refuse" includes solid and semisolid wastes, dead animals, and
29 offal.

30 (c) Evidence that littering was committed from a moving vehicle

1 other than a public conveyance constitutes prima facie evidence that it
2 was committed by the operator of that vehicle.".

3 Renumber all SECTIONS consecutively.
 (Reference is to SB 286 as reprinted February 20, 2007.)

and when so amended that said bill do pass.

Representative Hoy